

**Introduced by Senator Machado**

February 18, 2005

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An act to amend Sections 755 and 756 of the Revenue and Taxation Code, relating to taxation.

LEGISLATIVE COUNSEL'S DIGEST

SB 501, as introduced, Machado. Property tax revenue allocations: electric generation facilities.

The California Constitution requires the State Board of Equalization to assess specified properties owned by specified entities for purposes of property taxation. Existing property tax law requires the board to assess electric generation facilities, as defined. Existing law requires that the assessed value of an electric generation facility that is assessed by the board to be allocated entirely to the county in which the facility is located. Existing law requires the board to transmit to county assessors an estimate and a property tax roll that contain the assessed value of property that is assessed by the board, but does not expressly require the board to include within that estimate or roll the assessed value of electric generation facilities.

This bill would require the board to also transmit the assessed value of electric generation facilities that are assessed by the board with that estimate and property tax roll.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 755 of the Revenue and Taxation Code
- 2 is amended to read:

1     755. (a) On or before July 15, the board shall transmit to each  
2 county auditor an estimate of the total unitary value and  
3 operating nonunitary value of state-assessed property in the  
4 county and of nonunitary state-assessed property in each revenue  
5 district in the county. An estimate need not be made for a  
6 revenue district that did not levy a tax or assessment during the  
7 preceding year unless the board receives on or before January 1  
8 preceding the fiscal year for which the levy is to be made a notice  
9 in writing of the proposed levy. The estimate shall be regarded as  
10 establishing the total assessed value of state-assessed property in  
11 the county and each revenue district in the county for the purpose  
12 of determining tax rates, subject only to those changes as may be  
13 transmitted on or prior to July 31. All information furnished  
14 pursuant to this section is at all times during office hours open to  
15 inspection by any interested person or entity.

16     (b) Notwithstanding subdivision (a), in making the estimate  
17 referred to in subdivision (a), the unitary value and nonunitary  
18 value of the property of regulated railway companies~~—and,~~  
19 property subject to subdivisions (i), (j), and (k) of Section 100,  
20 *and property subject to Section 100.9* shall be allocated by  
21 revenue district.

22     SEC. 2. Section 756 of the Revenue and Taxation Code is  
23 amended to read:

24     756. (a) On or before July 31, the board shall transmit to each  
25 county auditor a roll showing the unitary and operating  
26 nonunitary assessments made by the board in the county and the  
27 nonoperating nonunitary assessments made by the board in each  
28 city and revenue district in the county; provided, however, that  
29 the roll need not show the assessments made by the board in a  
30 revenue district which did not levy a tax or assessment during the  
31 preceding year. The roll is at all times, during office hours, open  
32 to the inspection of any person representing any taxing agency or  
33 revenue district, or any district described in Section 2131. If the  
34 roll does not show the assessments in a revenue district as herein  
35 provided and a notice of a proposed levy is furnished the board in  
36 writing, on or before January 1 preceding the fiscal year for  
37 which the levy is to be made, the board shall furnish an estimate  
38 of the total assessed value of nonoperating nonunitary  
39 state-assessed property in the district and shall transmit thereafter  
40 to the county auditor a statement of roll change showing the

1 nonoperating nonunitary assessments made by the board in the  
2 district.  
3 (b) Notwithstanding subdivision (a), in making the roll  
4 referred to in subdivision (a), the unitary value and nonunitary  
5 value of the property of regulated railway companies~~and~~,  
6 property subject to subdivisions (i), (j), and (k) of Section 100,  
7 *and property subject to Section 100.9* shall be enrolled by  
8 revenue district.

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